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HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. (S) No. 1354 of 2007

Petitioner

Dilip Debnath, Son of Late Shri Jyotibhushan Debnath, Aged about 47 years, Post of Canteen Cook (Surface), Dharam Colliery, Chhal Sub Area, SECL, R/o Dharam Colliery, P.O.:- Chhal, Tah:- Dharamjaigarh, Distt:- Raigarh (C.G.)

Versus

Respondents

1. Sub Area Manager, Chhal Sub Area, SECL, Distt.- Raigarh (C.G.)
2. Area Personnel Manager, Bhatgaon Area, SECL, Distt. Sarguja (C.G.)
3. Chief Personnel Manager, SECL, Bilaspur, Distt. Bilaspur (C.G.)

**WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA**

SB: Hon'ble Mr. Justice Satish K. Agnihotri

Shri B. K. Chakrabarty, Advocate for the petitioner.

Shri A. S. Gaharwar, Advocate for the respondents.

ORDER

(Passed on this 24th day of April, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner, while working as General Mazdoor Category-III, has been transferred from S.E.C.L. Raigarh Region to S.E.C.L. Bhatgaon, vide order dated 12.12.2006 and he was relieved vide order dated 22.12.2006 (Annexure P/1).
2. The petitioner has impugned this transfer order on the ground that no place has been specified in the impugned order as to where the petitioner should go and join.
3. On reading of the order, it is clear that the petitioner has been transferred from Raigarh Area to Bhatgaon Area due to



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administrative exigency and the petitioner has specifically been directed to go and join before Chief General Manager, S.E.C.L. Bhatgaon Area. It is clear from the reading of the order dated 4.1.2007 (Annexure P-VI) that the petitioner submitted his joining at Bhatgaon Area on 4.1.2007 but insisted for his posting only on surface area.

4. In view of the above, the submission of the petitioner is contrary to the fact. However, learned counsel appearing for the respondents submits that the petitioner can still go and join at Bhatgaon Area.
5. In view of the foregoing, noting survives in this petition which deserves to be and is dismissed accordingly. No order as to costs.

Consequently, M(W)P No. 861/2007 stands dismissed.

Thakur

Sd/-
Satish K. Agnihotri
Judge